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OBESITY RESEARCH INSTITUTE, LLC

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

OBESITY RESEARCH INSTITUTE, LLC, a California limited liability company,	) CASE NO. 3:15-cv-00595-BAS-MDD
	)
Plaintiff.	) <b>JOINT MOTION FOR</b>
	) <b>DETERMINATION OF</b>
	) <b>DISCOVERY DISPUTE</b>
vs.	) [Memorandum of Points and Authorities,
	) Separate Statement, and Declaration of
FIBER RESEARCH INTERNATIONAL, LLC, a Nevada limited liability company, and DOES 1-10, inclusive,	) Richard P. Sybert filed concurrently herewith]
	) Date: TBA
Defendants,	) Time: TBA
	) Ctrm: 1E
	) Judge: Hon. Mitchell D. Dembin
FIBER RESEARCH INTERNATIONAL, LLC,	)
	)
Counterclaimant,	)
	)
vs.	)
	)
OBESITY RESEARCH INSTITUTE, LLC,	)
	)
Counter-defendant.	)

**TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:**

**PLEASE TAKE NOTICE** that on a date and time to be scheduled by the  
Court, in Courtroom 1E of the above-entitled Court, located at 333 West

1 Broadway, San Diego, CA 92101, the parties submit this Joint Motion for  
2 Determination of Discovery Dispute.

3 This Joint Motion is based upon this Notice, upon the Memorandum of  
4 Points and Authorities, the Separate Statement, the Declaration of Richard P.  
5 Sybert and upon the records and files of this action, and upon such additional  
6 argument and evidence as the Court may consider at the hearing of this Motion.

7 Dated: GORDON & REES LLP

8  
9  
10 By: s/ Richard P. Sybert  
11 Richard P. Sybert  
12 Sean D. Flaherty  
13 Amanda R. Abeln  
Attorneys for Plaintiff  
OBESITY RESEARCH INSTITUTE,  
LLC

14 Dated: THE LAW OFFICE OF JACK  
15 FITZGERALD, PC

16  
17 By: s/ Jack Fitzgerald  
18 Jack Fitzgerald  
19 Attorneys for Defendant and  
Counterclaimant FIBER RESEARCH  
INTERNATIONAL, LLC  
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**SIGNATURE CERTIFICATION**

Pursuant to Section 2(f)(4) of the Electronic Case Filing Administrative Policies and Procedures Manual, I hereby certify that the content of this document is acceptable to Jack Fitzgerald, counsel for Defendant, and that I have obtained Mr. Fitzgerald's authorization to affix his electronic signature to this document.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and executed on October 5, 2015 in San Diego, California.

s/ Richard P. Sybert

Richard P. Sybert

**CERTIFICATE OF SERVICE**

I hereby certify that on October 5, 2015, a copy of the foregoing document was filed electronically with the Clerk of the Court using the Court's CM/ECF electronic filing system, which will send an electronic copy of this filing to all counsel of record.

s/ Richard P. Sybert

Richard P. Sybert